

FEB 03 2014

JULIA C. DUDLEY, CLERK
BY: *HML Donald*
DEPUTY CLERK

Christopher B. Julian
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Ararat Virginia, 24053
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Pro Se Plaintiff

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DISTRICT

CHRISTOPHER B. AND RENEE G.
JULIAN

Plaintiff(s),

vs.

James Rigney, Et Al,

Defendant(s).

Case Number: 4:13CV00054

CHRISTOPHER B. AND RENEE G. JULIAN'S
DECLARATION, IN SUPPORT OF OPPOSITION
TO DEFENDANT RIGNEY ET AL MOTION TO
DISMISS PURSUANT TO RULE 12(b)(6) AND
12(B)(1).

I, Christopher B. Julian, declare as follows:

1. I am a Plaintiff in the above-entitled case.
2. I have personal knowledge of the following facts, and, if called as a witness, I could and would competently testify thereto.
3. On October 10, 2012, I met with James F. Rigney and one as yet unnamed associate when they visited my farm for a site inspection. During that encounter I provided James F. Rigney with an application for a Farm Ownership Loan (FO) based on information he

Declaration in Support of Opposition to Rigney Et al Motion

CASE NO.: 4:13CV00054

1 previously provided me by mail, each of the relevant documents was as of September 30
2 2012.

3 4. I had never previously met or talked with any other Farm Service Loan officer or
4 Manager nor I had I ever previously met in person with any Farm Service Loan Officer
5 or Manager.

6 5. The Only Farm Service Loan Officer with whom I had ever had any discussions prior to
7 this date was James F. Rigney.

8 6. Plaintiffs were put on guard by unusual acts and statements as well as strange behavior
9 of the associate with Mr. Rigney who we understood to have identified himself as Mr
10 Bowman a common local affluent name. I, Christopher B. Julian, was so guarded by the
11 strange initial behavior that I began a recording of the conversation as soon as I could do
12 so without notice.

13 7. Shortly after October 10 2012, I received in the mail FSA-2303 dated October 10, 2012.
14 Exhibit(AO).

15 8. Sometime in the fourth week of October 2012 FSA-2304 dated October 19, 2012.
16 Exhibit (AP).

17 9. On November 13, 2012 Plaintiffs received a second notice of incomplete application
18 FSA-2305 dated November 9, 2012. Complaint Exhibit D, Dkt No 3-4 at 1.

19 10. The Document FSA-2305 dated November 9, 2012 Complaint Exhibit D, Dkt No 3-4 at
20 1. was received in an envelope hand addressed and inexplicably Post Marked October
21 22, 2012 Exhibit (AQ).

22 11. On November 13, 2012 disturbed by the Document FSA-2305 because it requested
23 information not previously listed as missing in the application and it threatened to quash
24 our application and left little time for response. I phoned Exhibit(AS) but did not talk
25 with James F. Rigney and I kept the envelope, something I rarely do because the
26 postmark was inexplicable to me at the time.

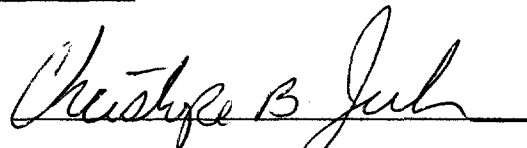
27 12. I attempted through FOIA a request to obtain proof this document was an intentional
28 attempt to defraud the plaintiffs application and evidence of a conspiracy to defraud and

1 coo borating evidence of intent to deceive in the declination letter. See FOIA request
2 specifically discussed in Complaint (Exhibit W item 2 and Exhibit AD) P 9 item 2.

- 3 13. No member, body, Agency, or individual has ever provided Plaintiffs with notice of a
4 requirement under the FTCA nor even the existence of the FTCA prior to filing of a
5 motion in defense.
6

7
8 **I Declare under penalty of perjury that the foregoing is true and correct.**

9 **Executed On February 3 2014, In Ararat, Virginia.**

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11 

12 Christopher B. Julian Plaintiff Pro -Se

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14 Renee G Julian Plaintiff Pro SE
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20 Christopher B. and Renee G. Julian Pro-Se

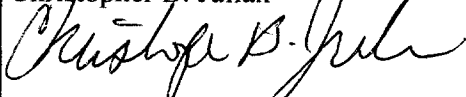
21 474 Orchard View Drive

22 Ararat Va. 24053

23 christopher.b.julian@gmail.com

24 980-254-1295
25

26 Christopher B. Julian

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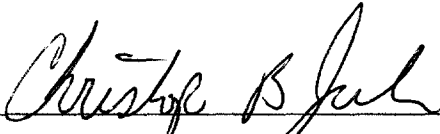
28 Renee G. Julian

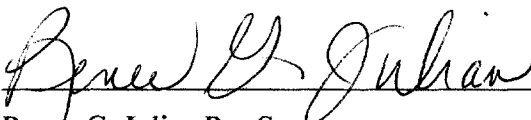


Declaration in Support of Opposition to Rigney Et al Motion

CASE NO.: 4:13CV00054

I hereby certify that on February 3 2014 a true and correct copy of the foregoing instrument has been forwarded by first class mail to counsel of record.


Christopher B. Julian Pro-Se


Renee G. Julian Pro-Se
